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OFFICE OF PETITIONS

In re Application of:	:	
BUTIKOFER, Chet, et al.	:	DECISION ON PETITION FOR
Application No.: 09/992,180	:	REVIVAL OF ABANDONED
Filing Date: November 14, 2001	:	APPLICATION UNDER
Attorney's Docket No.: 10013218	:	37 CFR 1.137(b)
For: DEVICE INITIALIZATION IN	:	
RESPONSE TO A REMOTE EVENT	:	

This is a decision on the petition under 37 CFR 1.137(b) to revive the above-entitled application, filed February 09, 2006.

The petition is **GRANTED**.

This application became abandoned for failure to timely file a proper reply to the final Office action mailed June 15, 2005, which set a shortened statutory period of reply of three (3) months. On August 04, 2005, applicants filed a response to the final Office action; however, as indicated in the Advisory Action mailed January 19, 2006, applicants' August 04, 2005 submission did not place the application in condition for allowance. Applicants did not file a timely Notice of Appeal, and no extensions of time were obtained under 37 CFR 1.136(a). Accordingly, the application became abandoned at midnight on September 15, 2005, three months after the mailing of the final Office action.

On February 09, 2006, applicants filed the petition for revival under 37 CFR 1.137(b) considered herein. The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that it includes: (1) the petition fee; (2) the required statement of unintentional delay; and (3) the required reply in the form of a Notice of Appeal, with fee.¹ Accordingly, the reply to the final Office action mailed June 15, 2005 (in the form of the Notice of Appeal, with fee) is accepted as having been unintentionally delayed.

The application file is being referred to TC 2632.

¹ A timely Appeal Brief and fee were subsequently filed on April 06, 2006.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3296.

A handwritten signature in black ink, appearing to read 'RM Ross', with a stylized, cursive script.

Richard M. Ross
Attorney Advisor